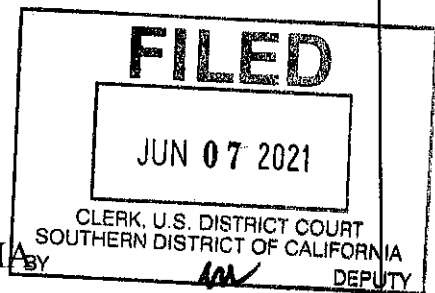


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2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF CALIFORNIA
4



5 UNITED STATES OF AMERICA,
6 Plaintiff,
7 v.
8 RICARDO FLORES
9 Defendant.

Case No.: 3:14-cr-00149-BEN-2

**ORDER DENYING MOTION FOR
COMPASSIONATE RELEASE**

[ECF No. 144]

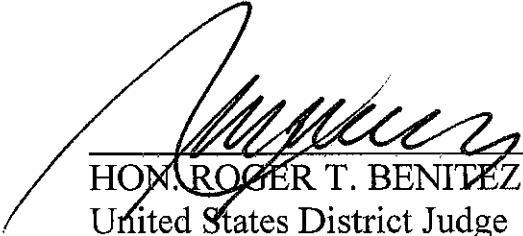
10
11 Movant Ricardo Flores filed a Motion for Compassionate Release pursuant to 18
12 U.S.C. § 3582(c)(1)(A) ("Section 3582(c)(1)(A)"). ECF No. 144. Since filing his Motion,
13 Movant absconded from the custody of the Bureau of Prisons.¹

14 At this time, the Court recognizes there is no applicable policy statement governing
15 compassionate release motions filed by defendants under the recent amendments to
16 Section 3582(c)(1)(A). The Court also recognizes that a district court's discretion may be
17 informed by U.S.S.G. § 1B1.13, but that it is not binding, and a district court may
18 consider any extraordinary and compelling reason for release that a defendant might
19 raise. *United States v. Aruda*, 993 F.3d 797, 801-02 (9th Cir. 2021).

20 There is currently an active warrant for Movant's arrest. *See* ECF No. 142. Under
21 these circumstances, the Court believes granting his motion would pose a significant
22 danger to the community. The motion is therefore **DENIED**.

23 **IT IS SO ORDERED.**

24
25 Date: June 7, 2021

26 
27 HON. ROGER T. BENITEZ
28 United States District Judge

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¹ See <https://www.bop.gov/inmateloc/>